YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 28, 2006

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:29 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Dan Logue, John Nicoletti, Mary Jane Griego, Donald Schrader, and Hal Stocker. Also present were County Administrator Kent McClain, Chief Deputy County Counsel Angil Morris-Ioans, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Chairman Schrader presided.

CONSENT AGENDA

Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board took the following actions:

A. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of February 14, 2006 as written.

B. Community Development

1) Approved reimbursement agreement with Reyan and Bardin Communities, professional services agreements with EDAW, Inc. and Fehr and Peers Transportation Consultants as they relate to the Environmental Impact Report for Woodbury Specific Plan and authorized the Chairman to execute same.

2) Approved an amendment to an agreement between Local Agency Formation Commission and County of Yuba for support services and authorized the Chairman to execute same.

C. Health and Human Services: Adopted Resolution No. 2006-24, which is on file in Yuba County Resolution Book No. 37, which is entitled: "AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO APPLY TO THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES, OFFICE OF CHILD ABUSE PREVENTION, FOR AN EXTENSION OF THE FATHER INVOLVEMENT INITIATIVE GRANT FOR THE PERIOD OF OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2009 AND AUTHORIZE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE APPLICATION, THE RESULTANT GRANT..."
AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM, AND TO AUTHORIZE THE ACCEPTANCE AND TRANSFER OF FUNDS."

D. Risk Management/Personnel

1) Approved catastrophic leave request for Public Works Employee. APPROVE LEAVE

2) Approved amendment to the California State Association of Counties Excess Insurance Authority Joint Exercise of Powers Agreement and authorized the Chairman to execute same. APPROVE AMENDMENT

3) Adopted Resolution No. 2006-25, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULED NO. 2006-107," as it relates to Transfer Analyst and Paralegal. ADOPT RESOLUTION NO. 2006-25

PUBLIC COMMUNICATIONS

Ms. Bonnie Metcalf, Martel Drive, expressed concerns regarding an article in Appeal Democrat on war in America.

Commission on Aging Chairman, Chuck Carver, reported on services being provided by the new All-In-1 Senior Center.

COUNTY ADMINISTRATOR

1) Fiscal Year 2005/2006 Midyear Report and Budget Transfers: Assistant County Administrator Randy Margo recapped proposed budget transfers, advised General Fund Revenue is up $3.5 million from the same period during Fiscal Year 2004/2005, and responded to Board inquiries. ACCEPT REPORT

Public Guardian Christine Bellaci requested funding for additional staff for probate cases to continue assisting those in need, and responded to Board inquiries. AUTHORIZE B/T

Ms. Bonnie Metcalf, Martel Drive, expressed concerns for In-Home Supportive Services budget allocation.

Following Board inquiries, upon motion of Supervisor Logue, seconded by Supervisor Stocker and unanimously carried, the Board authorized a $25,000 allocation to the Public Guardian budget for hiring of additional staff; authorized various budget transfers including General Contingency Fund in the amount of $926,207; and authorized appropriation to General Contingency Fund in the amount of $500,000.
2) **The Gregory Group Contract:** Assistant County Administrator Randy Margo recapped services required to study market feasibility services related to the development of Orchard and Montrose Planned Communities and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Griego and unanimously carried, the Board approved contract with Paquin Research, Incorporated (dba The Gregory Group) and authorized the Chairman to execute same.

(Consent Discussion) Personnel/Risk Management

**Departmental Position Allocation Schedule:** Upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board adopted Resolution No. 2006-26, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ADOPTING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NUMBER," for the County in its entirety.

**Ordinances and Public Hearings**

Chairman Schrader read the disclaimer.

A) **Ordinance/Amending Chapter 9.20.010/Parking Restrictions (Second Reading):** Following a brief recap from Public Works Assistant Director Mike Lee, Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed, the second reading was waived and the Board adopted Ordinance No. 1364, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "AN ORDINANCE AMENDING SECTION 9.20.010 OF CHAPTER 9.20 OF THE YUBA COUNTY ORDINANCE CODE RELATING TO PARKING RESTRICTIONS," located at Arboga Road and Erle Road.

B) **Public Hearing/Planned Unit Development 2005-0001/Tentative Subdivision Tract Map 2005-0027 (DRC Builders)/Mitigated Negative Declaration/Ordinance Rezoning Certain Property to High Density Residential Planned Unit Development (R3-PUD):** Contract Planner Audrey Anderson recapped the proposed project on Woodland Drive in Linda and change of zoning and responded to Board inquiries. Principal Planner Stacey Jolliffe and DRC Builders Dave Reasnyder responded to Board inquiries regarding landscaping and fencing requirements.

Chairman Schrader opened the public hearing. No one came forward.
Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2006-27, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION APPROVING PLANNED UNIT DEVELOPMENT 2005-001 AND TENTATIVE SUBDIVISION TRACT MAP 2005-0027 (DRC BUILDINGS) SUBJECT TO THE ATTACHED CONDITIONS OF APPROVAL AND ADOPTING OF THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PLAN"; and adopted Ordinance No. 1365, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "AN ORDINANCE REZONING CERTAIN PROPERTY IN THE COUNTY OF YUBA," identified as Assessors parcel number 021-161-026.

Supervisor Griego left the meeting at 10:05 a.m. and returned at 10:07 a.m.

CORRESPONDENCE

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried the Board accepted the following correspondence:

A. Letter from San Luis Obispo Board of Supervisors enclosing letter of support to the California Energy Commission to evaluate the long-term implications associated with spent fuel at California’s operating nuclear power plants. No action.

B. Letter from Dobbins-Oregon House Fire Protection District advising of new Board member Mr. Lloyd Appleby. No action.


D. Letter from Yuba County Fish and Game Advisory Commission enclosing Calendar of Events for 2006. No action.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received from the following:

Supervisor Logue:
- Presented Board members gifts from Israel
- Luncheon on March 3, 2006 at 11:45 a.m. at Peach Tree County Club to introduce new DVD on Yuba County
Supervisor Nicoletti:
- Conference call February 27, 2006 with Governor's Office regarding Governor's State of Emergency Proclamation for California's Levee System

Supervisor Stocker:
- Memorial adjournment in memory of Mr. Wayne Creel and Ms. Vivian Loranz
- Appreciation dinner on February 25, 2006 for California Department of Forestry Volunteers in Fire Prevention

Supervisor Griego:
- Illegal off road vehicles riding on County property, located at Donald Drive and advised Public Works would bring forward recommendations to secure the area from off road riding.

Supervisor Schrader:
- Sacramento Area Council of Governments meeting on February 27, 2006

County Administrator Kent McClain:
- State of Emergency declared as it relates to erosion sites on certain levees, including Bear River.

CLOSED SESSION

The Board retired into closed session at 10:54 a.m. to discuss the following:

A. Threatened litigation pursuant to Government Code §54956.9(b) - Two Claims

B. Personnel pursuant to Government Code §54957 - Department Head Evaluation/Clerk of the Board of Supervisors (Continued from February 14 and 21, 2006)

Supervisor Logue left closed session at 11:07 a.m. and returned at 11:09 a.m.

The Board returned from closed session at 11:25 a.m. with all Board and staff members present as indicated above.

Chairman Schrader made the following announcement:

"We denied an accident claim on a 5/0 vote and forwarded it to Porter, Scott, Weiberg, and Delehant."

2/28/06
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:26 a.m. in memory of Mr. Wayne Creel and Ms. Vivian Loranz by Chairman Schrader.

Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Ellen DeLemos, Deputy Clerk

Approved: March 14, 2006